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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--------------|---|-----------------|-----------------|
| Applicant(s) | Guillet et al. | Examiner: | DeCloux, A. |
| Serial No.: | 09/403,627 | Group Art Unit: | 1644 ✓ |
| Filed: | May 31, 2000 | Docket: | 759-11 |
| For: | PEPTIDE ANALOGUES, AND THEIR USES IN PARTICULAR IN PHARMACEUTICAL COMPOSITIONS AND FOR DIAGNOSIS | Dated: | October 8, 2003 |

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board from the decision of the Primary Examiner,
Mailed April 8, 2003, finally rejecting Claims 21, 56-60 and 104-110.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of
☐ other than a small entity.
☒ small entity.

A verified statement claiming small entity status
☐ is attached.
☒ was previously filed.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

| MAILING | FACSIMILE |
|---|--|
| <input checked="" type="checkbox"/> Deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | <input type="checkbox"/> Transmitted by facsimile to the Patent and Trademark Office |

Signature

Nicole Rispone
Typed or Printed Name

Date: October 8, 2003

10/14/2003 CNGUYEN 00000055 09403627
270.00 OP
165.00 OP
01 FC:2253
02 FC:2401

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 1.17(e), the fee for filing the Notice of Appeal is:

| | | |
|-------------------------------------|-------------------------|----------|
| <input checked="" type="checkbox"/> | small entity | \$165.00 |
| <input type="checkbox"/> | other than small entity | \$325.00 |

Notice of Appeal fee due **\$165.00**

3. **EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(complete (A) or (B), as applicable)

(A) ☒ Applicants petition for an extension of time under 37 CFR 1.136 for the total number of months checked below (fees: 37 CFR 1.17(a)-(d)):

| | Extension (months) | Fee for Other than <u>Small Entity</u> | Fee for <u>Small Entity</u> |
|-------------------------------------|-----------------------|---|--------------------------------|
| <input type="checkbox"/> | one month | \$ 110.00 | \$ 55.00 |
| <input type="checkbox"/> | two months | \$ 420.00 | \$210.00 |
| <input checked="" type="checkbox"/> | three months | \$ 950.00 | \$475.00 |
| <input type="checkbox"/> | four months | \$1,480.00 | \$740.00 |

Fee due for indicated extension **\$475.00**

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

[X] An extension for 2 month has already been secured. The fee paid therefor of \$205.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request **\$270.00**

(B) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. **TOTAL FEE DUE**

The total fee due is:

| | |
|------------------------|------------------|
| Notice of Appeal fee | \$ <u>165.00</u> |
| Extension fee (if any) | \$ <u>270.00</u> |

TOTAL FEE DUE **\$ 435.00**

5. **FEE PAYMENT**

☒ Attached is a check in the sum of \$435.00

☐ Charge Account No. ___ the sum of \$ _____

A duplicate of this transmittal is attached.

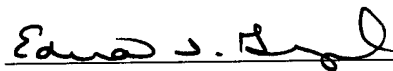
6. **FEE DEFICIENCY**

☒ If any additional extension and/or fee is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

AND/OR

☒ If any additional fee for claims is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

Respectfully submitted,



Edna I. Gergel, Ph.D.

Agent for Applicant(s)

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